

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

THE PROCTER & GAMBLE COMPANY	:	Case No. 1:08-CV-565
Plaintiff,	:	Judge Thomas M. Rose
vs.	:	
RNA CORPORATION	:	<b><u>NOTICE OF FILING UNDER SEAL</u></b>
Defendant.	:	
	:	

Please take notice that Defendant RNA Corporation has filed the following document under seal: **MEMORANDUM IN SUPPORT OF DEFENDANT RNA CORPORATION'S RULE 12(B)(2) MOTION TO DISMISS FOR LACK OF PERSONAL JURISDICTION with DECLARATION OF JOHN HARMS ATTACHED.** A copy of the sealed document will be served on counsel by regular mail.

Respectfully submitted:

/s/ Robert A. McMahon  
Robert A. McMahon (0064319)  
Eberly McMahon LLC  
2321 Kemper Lane, Suite 100  
Cincinnati, OH 45206  
(513) 533-3441  
(513) 533-3554 fax  
bmcmahon@emh-law.com

Trial attorney for Defendant  
RNA Corporation

**CERTIFICATE OF SERVICE**

The following parties have been served electronically with a copy of the foregoing notice through the Court's ECF System on the 12<sup>th</sup> day of September, 2008:

Mark A. Vander Laan- mark.vanderlaan@dinslaw.com

The following counsel have been served by regular U.S. Mail, postage prepaid, this 12<sup>th</sup> day of September, 2008:

Peter M. Lancaster, Esq.  
Mariah Reynolds, Esq.  
Dorsey & Whitney LLP  
50 South Sixth Street, Suite 1500  
Minneapolis, MN 55402-1498

Bruce R. Ewing, Esq.  
250 Park Avenue  
New York, NY 10177

/s/ Robert A. McMahon